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Michele Hobson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

G.N. Cox III *et al.*

Application No.: 09/706,243

Filed: November 3, 2000

For: REGULATION OF ENDOGENOUS
GENE EXPRESSION IN CELLS
USING ZINC FINGER PROTEINS

Examiner: John S. Brusca

Group Art Unit: 1631

Confirmation No.: 6940

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Sangamo BioSciences, Inc. (the Assignee) is the owner of the entire right, title and interest in the instant divisional application (USSN 09/706,243), by virtue of an Assignment in the parent application (USSN 09/229,037) recorded on April 1, 1999 at Reel 010418, Frame 0960.

2. The Assignee is also the owner of the entire right, title and interest in U.S. Patent No. 6,534,261, issued March 18, 2003, by virtue of an assignment recorded on April 1, 1999 at Reel 010418, Frame 0960. U.S. Patent No. 6,534,261 matured from USSN 09/229,037.

3. The Assignee is also the owner of the entire right, title and interest in U.S. Patent No. 6,607,882, issued August 19, 2003, by virtue of an assignment

recorded on June 9, 2000 at Reel 010847, Frame 0954. U.S. Patent No. 6,607,882 matured from USSN 09/478,681.

4. The Assignee is also the owner of the entire right, title and interest in U.S. Patent Application Serial No. 09/897,844, by virtue of an assignment in its parent application (USSN 09/229,037) recorded on April 1, 1999 at Reel 010418, Frame 0960.

5. The assignee hereby disclaims, except as provided below, the terminal part of any patent granted on the above-captioned application Serial No. 09/706,243 which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156 and 173 of U.S. Patents 6,534,261 and 6,607,882 and of any patent granted on pending application 09/897,844. Assignee further agrees that any patent granted on the above-captioned application Serial No. 09/706,243 will be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patents 6,534,261 and 6,607,882 and of any patent granted on pending application 09/897,844, this agreement to run with any patent granted on the above-captioned application Serial No. 09/706,243 and to be binding upon the grantee, its successors or assigns.

6. In making this disclaimer, the assignee does not disclaim the terminal part of any patent granted on the above-captioned application Serial No. 09/706,243 that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154-156 and 173 of U.S. Patent 6,534,261 or US Patent 6,607,882; or of any patent granted on pending application 09/897,844, in the event that any of the aforementioned patents or patent applications later (a) expires for failure to pay a maintenance fee, (b) is held unenforceable, (c) is found invalid by a court of competent jurisdiction, (d) is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, (e) has all claims cancelled by a reexamination certificate, (f) is reissued, or (g) is, in any manner, terminated prior to the expiration of its full statutory term.

7. The undersigned is an agent of record in the instant application by virtue of a Revocation of Power of Attorney and New Power of Attorney by Assignee dated July 11, 2001 and mailed to the USPTO on July 19, 2001.

Respectfully submitted,

Date: 10.17.03

By: Sean Brennan

Sean M. Brennan
Registration No. 39,917

Sangamo BioSciences, Inc.
501 Canal Blvd., Suite A100
Richmond, California 94804
Telephone: (510) 970-6000 ext. 252
Facsimile: (510) 236-8951